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8 IN THE DISTRICT COURT OF GUAM
9 FOR THE TERRITORY OF GUAM

10 UNITED STATES OF AMERICA,) CRIMINAL CASE NO. 07-00022
11)
12 Plaintiff,)
13 vs.) **REPORT AND RECOMMENDATION**
14 EDWARD M. C. GUERRERO,) **CONCERNING PLEA OF GUILTY**
15 Defendant.) **IN A FELONY CASE**
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17 The defendant, by consent, has appeared before me pursuant to Rule 11, Fed. R.
18 Crim. P., and has entered a plea of guilty to Count II of an Indictment charging him with
19 Accessing Device Fraud, in violation of 18 U.S.C. § 1029(a)(2). After examining the defendant
20 under oath, I have determined that the defendant is fully competent and capable of entering an
21 informed plea, that the guilty plea was intelligently, knowingly and voluntarily made, and that
22 the offense charged is supported by an independent basis in fact establishing

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each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted and that the defendant be adjudged guilty and have sentence imposed accordingly.

IT IS SO RECOMMENDED.



/s/ Joaquin V.E. Manibusan, Jr.
U.S. Magistrate Judge
Dated: Apr 27, 2007

NOTICE

Failure to file written objections to this Report and Recommendation within ten (10) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. § 636(b)(1)(B).